

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

BRIAN HOPKINS, LIANA HOPKINS, and  
SEAN HOPKINS,

Plaintiffs,

- against-

NATIONAL RAILROAD PASSENGER  
CORPORATION a/k/a AMTRAK, and  
MASSACHUSETTS BAY TRANSPORTATION  
AUTHORITY,

**Defendants.**

**STIPULATION OF  
PARTIAL VOLUNTARY  
DISMISSAL PURSUANT  
TO FRCP 41(a)(1)(A)(ii)  
AND ORDER TO AMEND  
THE CAPTION**

08-CV-2965 (NGG) (RML)

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned attorneys of record for the parties in the above entitled action, that any and all claims asserted by plaintiffs Liana Hopkins and Sean Hopkins, including but not limited to the FIFTH CAUSE OF ACTION for loss of services asserted in the Amended Complaint, filed December 9, 2008, be and the same are hereby voluntarily dismissed with prejudice and without costs to either party; and

**IT IS THEREFORE ORDERED** that the Clerk of the Court amend the caption to remove plaintiffs Sean Hopkins and Liana Hopkins as parties to this matter.

Dated: April 26, 2016

Brian Hopkins, Liana Hopkins and Sean Hopkins  
By:                     /s/                      
Russell X. Pollock (RP6970)  
Bergstresser & Pollock LLC  
52 Temple Place-4th Floor  
Boston, MA 02111

Amtrak and Mass. Bay Transp. Auth.  
By: \_\_\_\_\_/s/\_\_\_\_\_  
Mark S. Landman  
Landman Corsi Ballaine & Ford P.C.  
120 Broadway, 27th Floor  
New York, NY 10271-0079

SO ORDERED on this 27<sup>th</sup> day of April, 2016

s/Nicholas G. Garaufis

**HON. NICHOLAS G. GARAUFIS, U.S.D.J.**